



PATENT APPLICATION

1632  
#20  
5/8/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Christoph von EICHEL-STREIBER et al.

Appln. No.: 09/581,005

Group Art Unit: 1632

Filed: June 6, 2000

Examiner: Paras P. Jr.

For: TCG METHOD FOR INDUCING TARGETED SOMATIC TRANSGENESIS

Attorney Docket No.: 4007.002

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT  
(Voluntary Revised Practice)

RECEIVED

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

MAY 06 2003

TECH CENTER 1600/2900

Sir:

Responsive to the Notice of Non-Compliant Amendment (Voluntary Revised Practice) dated April 18, 2003, (copy of which is attached hereto), Applicant submits herewith Revised Version of Amendment C including a complete list of all the claims.

The Examiner is respectfully requested to acknowledge receipt of the above.

Respectfully submitted,

PENDORF & CUTLIFF  
5111 Memorial Highway  
Tampa, FL 33634-7356  
(813) 886-6085

*Evelyn A. DeFillio*  
Evelyn A. DeFillio  
Registration No. 45,630

Date: April 30, 2003

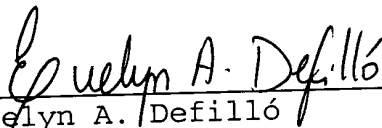
U.S. Application No.: 09/581,005  
RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

ATTORNEY DOCKET: 4007.002

**CERTIFICATE OF MAILING AND AUTHORIZATION TO CHARGE**

I hereby certify that the foregoing RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT for U.S. Application No. 09/581,005 filed June 6, 2000, was deposited in first class U.S. mail, postage prepaid, addressed: Attn: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on **April 30, 2003**.

The Commissioner is hereby authorized to charge any additional fees, which may be required at any time during the prosecution of this application without specific authorization, or credit any overpayment, to Deposit Account No. 16-0877.

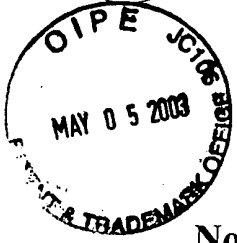
  
\_\_\_\_\_  
Evelyn A. Defilló

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231  
www.uspto.gov



Paper No. 19

Notice of Non-Compliant Amendment (Voluntary Revised Practice)

The amendment filed 4/7/03 under the voluntary revised amendment practice guidelines<sup>1</sup>, published in the Official Gazette on February 25, 2003 (*Amendments in a Revised Format Now Permitted*, 1267 Off. Gazette 106), does not fully comply with minimal requirements of the voluntary practice. In order for the amendment to be entered, it must either (1) comply with the guidelines of the voluntary revised amendment practice (which practice invokes waivers of certain 37 CFR 1.121(a)-(d) requirements) or (2) comply with current 37 CFR 1.121 requirements.

THE FOLLOWING ITEM(S) IN APPLICANT'S AMENDMENT CAUSES THE AMENDMENT TO BE NON-COMPLIANT WITH THE VOLUNTARY REVISED AMENDMENT PRACTICE.

RECEIVED

MAY 06 2003

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- ☒ 1. A complete listing of all of the claims is not present in the amendment paper.
- ☒ 2. The listing of claims does not include the text of all claims currently under examination.
- ☐ 3. The claims of this amendment paper have not been presented in ascending numerical order.
- ☐ 4. Each claim has not been provided with a status identifier, and, as such, the individual status of each claim cannot be determined.
- ☐ 5. Other: \_\_\_\_\_

LIE: Check one of the following boxes:

- ☒ **PRELIMINARY AMENDMENT:** Applicant is given ONE MONTH from the mail date of this letter to re-submit the amendment in compliance with either the guidelines of the revised amendment practice or current 37 CFR 1.121. Failure to comply with either the current 37 CFR 1.121 practice or with the voluntary practice will result in non-entry of the amendment and examination on the merits will commence without entry of the originally proposed preliminary amendment. This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.
- ☐ **AMENDMENT AFTER NON-FINAL ACTION:** Since the above-mentioned reply appears to be a *bona fide* response, applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit an amendment which complies with either the voluntary practice guidelines or current 37 CFR 1.121 in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).

[Signed by Team Leader]

Team Leader

<sup>1</sup> For further explanation of the guidelines of the revised amendment format, please see the posted notice and sample amendment format at:  
<http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf> and  
<http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/formatrevamdtprc.pdf>

**Change Of Attorney Or Agent's Address In Application**  
(37 CFR 1.8(a))

Docket No.  
4007.002

In Re Application Of:

Christoph von EICHEL-STREIBER et al.

Serial No.  
09/581,005

Filing Date  
6/6/00

Examiner  
Paras P. Jr.

Group Art Unit  
1632

Invention:

TCG METHOD FOR INDUCING TARGETED SOMATIC TRANSGENESIS

TO THE ASSISTANT COMMISSIONER FOR PATENTS

Please send all correspondence for this application to:

Stephan A. Pendorf  
PENDORF & CUTLIFF  
5111 Memorial Highway  
Tampa, FL 33634-7356

**RECEIVED**

MAY 06 2003

TECH CENTER 1600/2900

Please direct all telephone calls to:

telephone no.: (813) 886-6085  
fax no.: (813) 886-6720  
e-mail : pendorf@patentcentral.com

Dated: April 30, 2003

  
*Signature of Attorney or Agent of Record*

Stephan A. Pendorf  
Registration No. 32,665  
PENDORF & CUTLIFF  
5111 Memorial Highway  
Tampa, FL 33634-7356

*Registration Number & Address of Attorney or Agent of Record*

I certify that this document is being deposited on  
4/30/03 with the U.S. Postal Service as first  
class mail under 37 C.F.R. 1.8 and is addressed to the  
Assistant Commissioner for Patents, Washington, D.C.  
20231.

  
*Signature of Person Mailing Correspondence*

Stephan A. Pendorf

*Typed or Printed Name of Person Mailing Correspondence*